



**93RD GENERAL ASSEMBLY**  
**State of Illinois**  
**2003 and 2004**

Introduced 2/6/2004, by Denny Jacobs

**SYNOPSIS AS INTRODUCED:**

220 ILCS 5/16-101

Amends the Public Utilities Act. Makes a technical change in a Section concerning the short title and applicability.

LRB093 18110 AMC 43798 b

1 AN ACT concerning public utilities.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Public Utilities Act is amended by changing  
5 Section 16-101 as follows:

6 (220 ILCS 5/16-101)

7 Sec. 16-101. Short title and applicability.

8 (a) This Article shall be known and may be cited as the  
9 Electric Service Customer Choice and Rate Relief Law of 1997  
10 and shall apply to electric utilities and alternative retail  
11 electric suppliers as defined in this Article. Except to the  
12 extent modified or supplemented by the provisions of this  
13 Article, or where the context clearly renders such provisions  
14 inapplicable, the other Articles of the Public Utilities Act  
15 pertaining to public utilities, public utility rates and  
16 services and the regulation thereof, are fully and equally  
17 applicable to the tariffed services electric utilities  
18 provide.

19 (b) The provisions of subsections (a) through (h) of  
20 Section 16-111 of this Act shall not be applicable to any  
21 electric utility which elects to file biennial rate proceedings  
22 before the Commission in the years 1998, 2000 and 2002. An  
23 electric utility electing this option shall do so by filing a  
24 notice of such election with the Commission within 60 days  
25 after the effective date of this amendatory Act of 1997, or its  
26 right to make such election shall be irrevocably waived. An  
27 electric utility electing the option specified in this  
28 paragraph shall file its rate proceeding with the Commission no  
29 later than August 1 of the years 1998, 2000, and 2002. The  
30 electric utility's filing shall comply with all requirements of  
31 83 Illinois Administrative Code Parts 255 and 285 as though the  
32 electric utility were filing for an increase in its rates,

1 without regard to whether such filing would produce an  
2 increase, a decrease or no change in the electric utility's  
3 rates and the Commission shall review the electric utility's  
4 filing and shall issue its order in accordance with the  
5 provisions of Section 9-201 of this Act.

6 (Source: P.A. 90-561, eff. 12-16-97.)